p 60

App. F. IX-4

Previous References

1928-
~~193~~ .
(Mrg)

File No. 424-28

Serial Nos. 1 – 13.

Later References

Mrg 264-33 1 2
.. 300-33 (1-6)
- 9 " 33 (1-2).

General and Revenue Secretariat.

Serial Nos. 13.

Part B for October 33

SUBJECT.

Leasing out of Lanyasihalli belonging to Sri Lingayanga Mut.

---

13. To. The Mrg Comr

No 435 § 14-10-33

..... That the reservation of etc. in Lanyasihalli village be made a do. ... by the Agent to the Mutt

27 APR. 1929

No 9

WD 546-GPB-50,000-4-9-28

From

The Muzrai Commissioner in Mysore,
Bangalore.

To

The Deputy Commissioner,
Bangalore District.

Dated 26th April 1929

Despatched 27-4-1929

Received

General No. 1099
No. C 220

Enclosure No.

6773

Sir,

With reference to your letter No.C.6-4799-28-29 dated the 16th April 1929 re recovery of arrears from Mr. Raghunatha Rao of Sarjapur Mail village in Devanahalli taluk, I have the honor to request that you will be pleased to see to the early disposal of this long pending question as the Department is losing much by this delay.

I have the honor to be,
Sir,
Your most obedient servant,

(Sd.) K.A. Narasimha Iyengar
-2- For Muzrai Commissioner.

1099/28-29

Copy of the above letter forwarded to the Deputy Commissioner, Bangalore for information and necessary action. Please acknowledge receipt.

Muzrai Commissioner.

mg 424-28-1

30

Rd 1643

may be filed after perusal.
Submit
AC 1.5.29 WW
1st Clerk 2/5
1/5

2/5/29

2-

Secretary to the Government of His Highness the Maharaja

Financial Department for information in continuation of this

letter No.1093-28-29 dated 14th March 1929.

(Sent for Record on 24-6-29 for putting up file.)

K.N. Narasimha Ayy
Assistant Commissioner
for Muzrai Commissioner.
(Absent from Station)

Letter No.C.C-4799/28-29 dated 16th April 1929 from the -- Deputy Commissioner, Bangalore District to the Muzrai Commissioner in Mysore.

- - - -

Subject:- Recovery of arrears from.Mr. Raghunatha Rao, Jodidar of Sanvasihalli, Devanhalli Taluk.

Adverting to your Memorandum No.1092/28-29 dated the 12th - March 1929, calling for information as to whether Mr. Raghunatha Rao had agreed to pay the arrears within 6 months or not, I have the honor to state that the Amildar of Devanhalli Taluk, has reported that a registered Notice dated the 25th March 1929 has been issued in accordance with the terms of the order issued. Mr. Raghunatha Rao has not yet sent his reply. I shall instruct the Amildar of Devanhalli to fix a time limit for the receipt of a reply from Mr. Raghunatha Rao, if he has not already done so, and in case Mr. Raghunatha Rao fails to comply with the notice, necessary further action will have to be taken to parcel out the lands into small numbers of --- convenient sizes and dispose them of on behalf of the Mutt by auction.

A further communication will be made to you in the matter -- after hearing from Mr. Raghunatha Rao definitely.

"C o p y"

For Muzrai Commissioner.

General and Revenue Secretariat

CHIEF SECRETARY'S OFFICE R. 6051/29 3 MAY 1929 REVENUE BRANCH

File No.

III—2]

of 192

Serial No.

The connected files are in the Rev. Br which may be requested to put up the files for member's perusal. Submitted

AM 3.5.29. Rev Br wish called

3/5

It is ascertained that D. No R 5795 marked to Mr. V. Ramadoss pertains to this & this may also be transferred to him.

A 3/5

It has since been sold

The file in question was returned to Mr. ... Branch on 13.5 by 13/5

The Secretary (Asst Member) has been pending for years ... has been evading payment ... Multi all the time. The Village has been sold for arrears of revenue due ...

23/5

18

WD 01684—GPB—30,000—20-4-29

1643

(5

App. F. III—2]

General and Revenue Secretariat

Mun File No. 424 of 192 8

Serial No.	
	The Sale has been confirmed by the D.C. There is no reason to delay giving effect to the order of Sale and the tenant should not be allowed any scope for evading the execution of the order. The Mutt and Trust have kept out of their dues for years and the former is in financial difficulties and is unable to pay its debts to the Sri Kalaseswaraswamy Temple and the Navl Krishna das Charities. Please write to the M C to have this Matter closed without further delay and be sending reminders every fortnight until report of final Settlement of the Case is received 27.5.29 XX Dr/Mahome 27.5. W. Submit. AV 27/5. Mu 27/5 27.5.
2	To Mun. Engineer No 6468/28-5-29 Reminder re Sale of T.P. 424 Tenant for years + their tenant have been making payment of dues to Trust + the Trust requests to take the matter closed + send a report of final settlement of the case

Note—Contd. Sheet

WD 01684—GPB—50,000—20-3-29

General and Revenue Secretariat

File No. 1024 / 14

App. F. III-2] of 192 8

Serial No.

P.W.D

From, the D.C. Memo no 1092 Dy 20.12.29.
Submits copy of his letter to the D.C. stating that as there is no probability of recovering the arrears from Dr. C. R. Rao, his right, title and interest in the said Cairn may be sold after the usual formalities, and that if there are no sufficient bids in the auction, the same may be purchased by Govt on behalf of the Wakf, and adding that after confirmation of the sale, the land may be parcelled into small extents, and leased out for Cultivation.

Submit
Ag C
2/1/30. (Illegible)

2/1/30

(1) To personal
(2nd member)

9/1/30

(Illegible)

may the pp be recorded (B), ~~as There is perhaps nothing further to submit~~

Ag POK
13/1/30.

Mr Ke may hear him & put a final note as to final action to be taken

13/1

POS. Submit
Ag
15/1/30

(Illegible)

15/1

(8/1/30)

JAN. 8323

No. 4014

8866
9.11.1.30

9009

Note—Contn. Sheet

WD 01664—GPB—30,000—2-1-29

General and Revenue Secretariat. Muz File No. 424 of 1928.

Serial No.

4096

Letter No C 1477 8-27-11-31
from the Inspector Commissioner
stating that a bill received
from the Deputy Commissioner
Bangalore & Western for Rs.
407-15-6 being the arrears of
Toor from 1918-19 to the end of
29-30 due from Toor Sanyasikan
Village in the Devanahalli Taluk
belonging to Sri Sivaganga Mutt
was paid and stating that
a further report will be submitted
after the disposal of the appeal
referred to therein.

4632

The receipt of a further
Communication will be acknowledged
by appd —
28/12 H. Lacey 7.12.31
1st Member
24/1

The file will be kept in abeyance pl. appd.
MBL
24/1/32.

yes
VS
26.12.31.

Letter No 1477/29-30 & 11-4-32
from the Inspector Commissioner
submitting copy of the decision given

96

NOTE—Contn. sheet.

General and Revenue Secretariat | File No. June 3 | of 1928 | App. F. III—2]

Serial No.

by the Revenue Commissioner in Appeal No 257 of 30-31 dismissing his appeal preferred by one Subbarao and others and proposing for reasons set forth therein the division of the entire area of Sanyasihalli Village belonging to Sri Sivasenghamudi into convenient blocks of 10 to 15 acres consistent with the boundaries of the existing Survey numbers and their being leased out for a fixed term of say - 10 years in the first instance, regular lease bonds being taken from the lessees individually

It is not known if an appeal over the R-G's decision has come up before Govt (in the Rev. Dr.) - Rev. Dr. may be consulted if any

~~It is not known if the proposal~~ The M.C. ~~is acceptable~~

You can look enquire in the Rev. Dr.

This ascertained No such appeal has been preferred so far — G.S 29/4

G.S 29/4

The Mr's proposal to divide the land into convenient blocks of 10 to 15 acres and lease them out for a period of 10 years regular lease bonds being taken from the lessees individually may be approved. I believe there is a bungalow & some irrigation wells in these

NOTE—Contn Sheet

WD 02553—G PB—50,000—8 7 30

Re: Samyanthalai Matter.

1165

Mutty File No. 4 211 of 1932 General and Revenue Secretariat

lands – I had also mentioned two Dt Sc. Supdt – His proposal of these has to be considered also – Perhaps the Tavalacca Mutt may like to keep the Boundaries for its use.

30/4/32

Fin Secy)

1st member)

2nd) 1/5/32

2/5/32

3) The M C's proposals may be approved. The points mentioned as A may be brought to his notice

2/5/32

and as directed.

4/5/32

7) 5/5 Issued

27) The Supdt of Separate Dept to submit the Boundaries &c. of the

9/5/32

G.O. No. 1668-70 dt 14-5-1932 approving of the proposal of the Mudaliar Commissioner in the matter of leasing out the Govt Samyanthalai Village belonging to Sri Sivaganga Mutt.

28) D/L Called for an immediate Report

C.S. this

14/5

29) Dr 16/5/32

Dr. No. 1729 dt 19-5-32 to the Mudaliar Commissioner Calling for additional information.

18. MAY 1932 GENL & REV SECT

30/5

General and Revenue Secretariat — File No. 4424 of 193 Y

Serial No.

30) Extract of Notes in L.R. File No 440 of 1931 re appeal preferred by Messrs. M. Subba Rao, M. Nagabhushana Rao & C. Raghunatha Rao in respect of the lands referred to above & praying for stay of proceedings in pursuance of Sl. 6 above. —

) The petitioners have prayed for the stay of execution of an order which has been passed in the Inam Settlement Officer.

Dewan Bahadur) Initd. M.C. 11.7.32

Initd. 11/7/32

2nd Member)

) The order may be stayed, if approved by the First Member, pending disposal of the Rev. Appeal.

Initd. K.M. 12/7/32

1st Member) M.C. 12/7/32

Initd. M.N.K 14.7.32

4) H. Sec. Please draft issue. Initd. 14.7.32

) Submitted with a draft for approval

Initd M.A.R 15/7/32

The order has perhaps to issue from Inam Settlement. Initd. K.C. 15/7/32

Submitted for orders

Initd. N.S. 15/7/32

For perusal before issue Initd. K.M. 15/7

Initd S.S. 16/7

Issue Initd 15/7.

NOTE—Contn. Sheet.

WD 70—GBPM—60,000—13-8-31

Mur File No. 4 24 of 1932

To the Mur. Court. No. 136/Mur. dy 18.7.32

Directs that, as M. Dr. Subba Rao retired Police Inspector has preferred an appeal & put (on the other side) against the order of the Rev-Court. in the matter, further proceedings ~~may be stayed~~ in pursuance of Fs. No. 1668-70/Mur. 4 24-28-6 dy 10/14.5.32, may be kept in abeyance pending further orders in the matter.

in, & &c

x Heard J

Letter No 1477/29-30 dy 26/8/32 from the Muzrai Commissioner reporting that the Swamigalu intends rebuilding the bungalow now in a dilapidated condition and would like to have the wells, tank and gardens thereunder for the use of the Mutt.

Filed with Refce to para 2 supra — For Perusal

G.S 29/8/32

In the letter dy 18-7-32 the Mutt has been asked to stay further proceedings about dividing the lands in Sauryasthalli Village & leasing them out as per Fs dy 14-5-32.

2

Heard the

The report of the Agent of the Swamigalu Mutt Copy of which has been received with the M.C's letter is not clear as to the lands the Swamigalu wants to keep

MD

Tel. 4/8/31

General and Revenue Secretariats — Mus File No. 424 of 1928. — [App. F. III--2

Serial No.

43 N.A. Newspaper letter is clear. Enough. 1/9/32 || for the use of the Asstt. This has perhaps to be ascertained?

Asstt — 31/8/32

For perusal with 4 members cases at respect to para 25 & p.m. The disposal of the Rev. appeal is awaited.

8/9/32

For Secy)

Please write up — 2/9/32

~~The~~ Though no action can be taken now in view of the Stay Order, it seems necessary to ascertain from the Ch. C. what the intention of the Asstt is, in regard to this land. The Agents' letter and the Ch. C.'s letter are not quite ~~clear~~ consistent & the ~~latter~~ former is not clear. This may be ascertained from the Dist Ch

8.9.32

8/9/32

45 Ole Asstt

43 8/9

Dmd 12/9

No 474 of 19.9.32 to the Mysore Commissioner calling for additional information.

Letter No 1477/29-30 of 10/10/32 from the Mysore Commissioner forwarding

SECTION 12 SEP. 1932 & REV. SECTT

Dmd 14/9

NOTE—Contn. Sheet.

WD 70—GBPM—60,000—13-8-3.

913 261
436

File No. 424 of 1928. | General and R Secretariat

Correct Copy of the Agent's letter in the matter.

The following reservation of the area is indicated in the agent's letter for the proposed Post Office:

(1) Wells around the existing Bungalow.
(2) The Irrigated land Etc.
(3) The West Five Bagayet lands thereof, The total extent being not less than 150 acres of land.

~~[illegible] Read the Agent's letter to be referred to the Revenue Board for consideration & report to the Govt.~~

Submitted with reference to para 47 supra.

19/10

Repn para 47 supra. For perusal. The disposal of the Rev. appeal will be awaited.

21/10/32

1599

Fair Survey)

1/11/32

2/11/32

Copy of G.O. no R 1044-45/LR 440-31-8 dt 26/8/33 from the Revenue Board dismissing the appeal preferred by Messrs C. Raghunatha Rao & others regarding the sale for the arrears of rent, of the right title and

Re: leasing out Sanyasikalei belonging to Sri Sivaganga Estate 223

General and Revenue Secretariat — File No. 424 of 1928. — [App. F. III—2

Serial No.

interest of Mrs C. Raghunatha Rao in certain lands of Sozi Sanyasikalei Village Devanukalli Taluk.

Subject for perusal.

The order issued from the Rev. Appl. has not been communicated to the M.C. The stay order issued to M.C. vide letter No 1356 of 18/7/32 has to be withdrawn as the pending case has since been disposed of. Subject for orders.

G.V. 28/8

Revised ord. as per instructions

G.S. 29/8

For approval

31/8/33

Secy)

Sec'y) 31/8/33 31/8

Sec'y 31/8

to issue — 1/9

No. 298 of 6.9.33 The Madras Commissioner forwarding Copy of the decision in Misc. Rev. Appl. No 143 of 31-32 re: Sanyasikalei Village —

Note—Contn. Sheet.

2/9

Office of the Second Member of Council 31-AUG. 1933 No 1167

SECTION 2 SEP 1933 SECRETARIAT

WD 70—GBPM—60,000—13-8-3.

15) Reservation of some area in Kyte Vanyar Village for the use of Sri Sivagnanaa Mandi Location.

M43 File No. of 193

General and Rev Secretariat

~~The Swamigalu of the Mutt~~

61 Reference paras 50, 51 & 53

62 The Swamigalu of the Sri Sivagnanaa Mutt has expressed a desire to keep the bungalow & some lands vide Agents letter to the RC

63 ~~It is requested~~ The lands have been ordered to be ~~be~~ divided into convenient blocks & leased out 7/9/33 ~~for orders~~

~~Necessary action may please be taken~~

64 Please see para 1 819

Letter No 1477/29-30 & 14.9.33 from the Muzrai Commissioner in ~~writing~~ reference to his letter of 11.10.1932 and soliciting orders in the matter of reserving the bungalow ~~lands~~ in Vanyar Kaipadi village & lands referred to therein for the use of Sri Sivagnanaa Mandi.

65 If agreed, the R.C. may be informed that the reservations proposed by the Agent of Sri Kyte may be accepted and the remaining lands leased out in the manner already proposed by him. A

~~Orders~~ for orders

Gs 29.9

67 A - may be approved

2/10 JC Secy

68 AS 5.10.33

3/10/33

2nd Member

Office of the Second Member of Council, 6 OCT. 1933 No. 2037

JJR

General and Revenue Secretariat — File No. 4 xxx of 1933 — [App. F. III—2

Serial No.	
	Off Sub C.S 9-10-33.
	9/10/33
13	No 435—Dy 14.10-33 to the Hungarian Commissioner intimating that the reservation of the lands etc in Jayasinhalli Village be made as desired by the Agent of Sri Sivaganga Mysore.

PING SE
10. OCT. 193
L & REV. SE-SI

NOTE—Contn. Sheet.

WD 0246 -GPB—15,000—22-8-32

File No. of 193 General and Reven Secretariat

FG -1

17

SUBJECT.....

.....

.....

Section Irrig

File No. 424 — 28

Serial No. 2

Diary No. of letter replied to.....

No.

General and Revenue Secretariat

( )

the *192*

To

..... The A. C. .....

Date of issue.....28/.....

Signed by .....

Sir,

Adverting to your memo no. 1092 dy 27.4.29 forwarding a copy of your Comm. to D.C. Bangalore re recovery of arrears from Mr. Raghunatha Roo, Lessee of Sangasikatti inam village in the Devanahalli Taluk entered to Sri Srinivasa Rau, I am directed to observe that this matter has been pending for years, and the

st of enclosures.....

Copied by.....

Examined by.....

The tenant has been evading
payment of dues to Govt
and to Matt all the time.
The Village has been sold for
arrears of revenue due to Govt
and the Sale has been
confirmed by the D.C.
There is no reason to delay
giving effect to the order
of Sale, and the tenant
should not be allowed any
scope for evading the
execution of the order. The
Matt and Govt have
been kept out of their
dues for years, and
the former is in financial
difficulties, and is unable
to pay its debts to the
Sri Kalaseswara Swamy
temple and the poor
Krishna DOSS Charities.
I am accordingly to
request you to have
the above matter closed at once,
without further d

G. R. S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

19

and submit report of
9. Lee Cadastre
final settlement, at
a very early date.

I have etc.

Dy Secy:

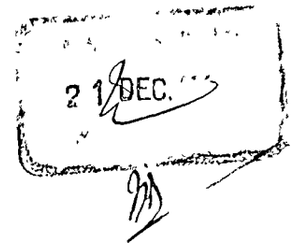
Secy

20

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore, 18 *December* 1929.

No.



FROM Rajakaryaparayana
P. G. D'Souza, B.A., F.R.E., B.L.,
~~The~~ *Muzrai Commissioner in Mysore.*

To

The Deputy Commissioner,
Bangalore District.

SIR,

In reply to your letter No.C.6-2196/29-30 dated 9th December 1929, submitting the entire file of correspondence on the 15th the Doddaballapur Sub Division Tahsildar's letter No. 950/27-28 dated 28th November 1928, in the matter of recovery of arrears of revenue on the lands in the Indi Venkatapalli village, Devanhalli Taluk, ----- belonging to the Sri Sivaganga Math, I have the honor to state -- that as it is reported/there is no probability of recovering the arrears from Mr. C. Raghunathappa, his mortgagee, Kistis and interest on the said lands may be sold after observing the usual formalities as per rules, and that if there are no sufficient bids at the -- auction, the same may be purchased on behalf of the Institution to the extent up to the amount of arrears due thereon.

After confirmation of sale, the lands may be credited to the Math accounts and handed over to the Trustees in the interests of the Institution.

I request action may be kindly arranged to be taken.

The entire records received with the letter above referred to are herewith returned for your perusal.

I have the honor to be,
Sir,
Your most obedient servant,

P. G. D'SOUZA,
Muzrai Commissioner.

-2- 1092 20/12/29

Copy of the above is forwarded with compliments to the

the Secretary to the Government of His Highness the Maharaja of Mysore, Financial Department, for information.

19.12.25

for Muzrai Commissioner.

Appendix F G—1

29

SUBJECT.....

.....

.....

Section Mis

File No.

Serial No.

No. 1519

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

To

The Dy C.

Date of issue 22-1-30

Signed by M.T.K.S.

Sir,

Adverting to correspondence ending with your memo No 1092 of 7th Dec. 1929 submitting a copy of your Comr's of 18th idem & the D-C Bangalore. ~~Enquiring into matters~~ in the matter of the recovery of arrears of revenue on the lands in Jadi Sanyasthalli Village, ~~in the~~ Devanahalli Taluk

List of enclosures.....

Copied by.....

Examined by.....

ordered that Sri Sivaprasad

over

23

I am directed to request you to forward for the information of Govt a report as to the final action taken in the matter.

I have etc.

Sd/- [illegible]
for Secy.

24

No. C. 1092-28-29 Dis B 3. Office of the Muzrai Commissioner, in Mysore. Dated, Bangalore, 12th February 30.

Enc.

Judg. 424-28-3.

From

Rajakaryapravina
G.D'Souza, Esq., ..., B.L.,
Muzrai Commissioner, in Mysore,
Bangalore.

To

Rajasevaparayana
D.Srinivasa Iyengar, Esq., ..., ...,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Financial Department.

10753
19.2.30.

Sir,

With reference to your letter No. 1510/ . dated 21/22nd January 1930 in the matter of recovery of arrears of revenue on the land in Jodi Channayasinalli village, Devanahalli taluk, endowed to the Sri Sivaganga Mutt, I have the honor to state that the Deputy Commissioner Bangalore District, who was requested to take immediate action in the matter has been duly reminded again and that ~~in the meantime~~ on receipt of the same, a further communication will be submitted for the information of Government.

I have the honor to be,
Sir,
Your most obedient servant,

Ry Narasimhachary Iyengar.
for Muzrai Commissioner.
(absent from Head quarters)

Submitted for perusal
RS 15/2
15/2

Issue memo
19/6/30 2892 19 6 30

4 4 -4

25

C. 13]

No. C.1477 ... 545. 9 NOV 1931 GENL. BR. MUZRAI.

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE.

Dated, Bangalore,..26th November.....193 1.

27

FROM

S. HIRIANNAIYA, ESQ,. M.A., B.L.,
Muzrai Commissioner in Mysore.

To

Rajasevaparavana
T.Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of His Highness
the Maharaja of Mysore.

Financial Department.

SIR,

With reference to your D.O. reminder No.616/Muz.14-28 dated the 4th November '31 regarding Jodi Sanyasihalli village in the Devanahalli Taluk belonging to the Sri Savargala Mutt, I have the honor to state that the sale of the village held by the Assistant Commissioner and confirmed by the Deputy Commissioner for payment of Jodi due to Government and arrears of rent due to the Mutt was set aside by the Revenue Commissioner on 28/31-8-29 as there were material irregularities in the proceedings.

2. The Deputy Commissioner was therefore asked to submit a bill for the amount of Jodi due to Government from the Mutt. The bill received from the Deputy Commissioner was sanctioned for Rs. 407-15-6 being the arrears of Jodi from 1918-19 to the end of 29-30 and paid.

3. As the arrears due to the Mutt was not recovered, the right, title and interest of Mr. Bahgunathe Rao in the lands of the village was again sold and it was brought by the Amildar on behalf of the Mutt. The sale was confirmed by the Deputy Commissioner.

4. The mortgagees of the village have appealed to the Revenue Commissioner for cancellation of the sale and will be heard at an early date.

5. A further report will be made after the appeal is disposed of by the Revenue Commissioner.

I have the honor to be,
Sir,
Your most obedient servant,

Muzrai Commissioner.

/M/

C. 13]

No. 1477 Ex-M.I file 29-30 Inwg. - 424-28-5

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE, MUZRAI.

Bangalore, 30th March 193 / 14 April

GENL. & REV. SECTT. 1164 12 APR 1932

From

S. P. RAJAGOPALACHARI, ESQ., B.A., B.L.,
Muzrai Commissioner in Mysore.

To

Rajasevaparayana
B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to Government of His Highness
the Maharaja of Mysore,
Financial *Department.*

SIR,

Referring to correspondence ending with your D.O. letter No.1203/ Muz. dated 24th February 1932 re the affairs of the Jodi Sanyasihalli - village in the Devanahalli Taluk endowed to the Sri Sivaganga Matha, I have the honor to submit herewith for information of Government a copy of the order passed by the Revenue Commissioner in appeal No.257 of 1930 against the Deputy Commissioner's order 31 dismissing the appeal preferred by one Subba Rao and another, confirming the sale of the right title and interest of Mr.C.Raghunatha Rao in the lands in the above Jodi village of which he was the permanent tenant.

2. In the sale held, the right of Mr. Raghunatha Rao has been purchased by Government on behalf of the Matha, and the question of the disposal of the lands, which have once again devolved in the Mutt after a long lapse of years, has to be considered. The entire village is at present divided into 18 S.Nos. with varying extents ranging from 2 acres 25 guntas to 69 acres-14 guntas. In the majority of cases the area is too big to be taken up by a single individual. Past experience has conclusively proved that it is not advantageous to leave the village in the hands of one individual. Even now there are three applications from messrs T. Narasimhaiya, Bairappa and Hanumanthappa of Bangalore for the whole village. Not only is it not desirable to lease out the entire extent to one individual, but the rents offered by them are also too low.

3. Agreeing with the proposal made by the local officers the Deputy Commissioner recommends that all the survey numbers except the minor

inams within the Inam village may be subdivided into blocks of 5 or thereabouts and disposed of by sale, proportionate assessment being fixed on each such block. By such arrangement the Deputy Commissioner expects that not only a sum of Rs.2500/- to Rs.3000/- would be realized but also the recovery of full assessment due to Government would be -- assured.

4. I am, however, of opinion that the our cause suggested by the Deputy Commissioner would automatically create a kadim tenancy in Devadaya Inam lands, ~~which~~ which it is desirable to avoid, and which we have now got over by some chance. I would therefore, propose the division of the area into convenient blocks of 10 to 15 acres, consistent with the ---- boundaries of the existing S.Nos. and their being leased out for a -- fixed term, say 10 years in the first instance, regular lease bonds -- being taken from the lessees individually. If the proposal commends itself to Government, further action in consultation with the Survey Department will be taken to subdivide such of the Survey number into convenient blocks as lend themselves to such division, the cost to be incurred being met from the funds of the institution.

5. Early orders of Government are solicited. The file of vernacular papers is enclosed.

I have the honor to be,

Sir,

Your most obedient servant,

Muzrai Commissioner.

.App.257/30-31

Office of the Revenue Commissioner in Mysore.

28

Dated Bangalore, 14th February 1932.

Appeal case No.257 of 1930-31

1. M. Subba Rao, retired Police Inspector, (2) M.Nagabhushan Rao son of 1st appellant, No.160, 111 Road, Chamarajpet, Bangalore City.

Subject:-

Appeal against the order of the Deputy Commissioner, Bangalore District confirming the sale for arrears of rent of the right, title and interest of Mr. C. Raghunatha Rao in certain lands of Jodi Sanyasa halli village, Devanhalli Taluk, of which he was the permanent tenant.

Facts of the case.

Sanyasahalli is a Jodi village attached to the Sivaganga Mutt and is under Government management for over 30 years. The whole of the lands of the Sanyasahalli village with the exception of the minor inams was at first leased out to one Mr. T. Ansley on Shraya tenure in the year 1895 on condition of his paying full assessment as per settlement, from the sixth year. After changing many hands, the village finally came into the hands of Mr. C. Raghunatha Rao, who is stated to have purchased it from one Mr. Koundinya, who was also the lessee for sometime. For a long time Mr. C. Raghunatha Rao was making representations regarding remission of assessment on the uncultivable lands included in the estate etc., and Government in their order No. R.6310-11 I.R.349-22-8 dated 7-6-1926 directed that his resignation of the two survey Nos.5 and 2 of the Jodi village measuring 69 acres 14 guntas and 16 acres 5 guntas assessed Rs.82 and Rs.23/- respectively should be accepted; that these lands removed from his khate from 1923-24 and that, for reasons stated in the order Mr. C. Raghunatha Rao be treated as a permanent tenant in respect of the lands contained in his holding with full powers of alienation etc., such as those possessed by a kadim tenant. Arrears of rent and jodi were however outstanding from the year 1912-13; and upto the end of 1927-28 the arrear rose to the high figure of Rs.8,937-1-7 excluding remissions. Coercive proceedings were adopted: and finally the right, title and interest of Mr. C. Raghunatha Rao in the lands in his holding were subjected to sale on 2-3-1928. As none offered bids, the Amildar purchased the lands on behalf of the Mutt for Rs.1,500/-, Mr. C. Raghunatha Rao contended --

*

	Extent. A.	G.	Assessment.
Dry	362	- 1	Rs.592- 8- 0
Garden	0	- 26	2- 0- 0
Kharab	15	- 33	
	378	- 26	594- 8- 0

b fore the sale that Govern ent, who was managing the inam village, could ay no higher authority than the ori cipal; that it could recover rent for two ears direct and that for a y arrears for more than that period not exceeding six y ars ought to be recovered through a Civil Court: but the Sub Division Officer entirely disagreeing with him observed that the case as governed by Section 12 of the Kuzrai Regulation. As Mr. C. Raghunatha Rao however pleaded inability to pay immediately at least the jodi due to Government and six years rent to the Matt, the lands were put to sale as stated above. In submitting the sale records, the Sub Division Officer recommende the confirmation of the sale and the disposal of the lands for cultivation after sub-dividing them into small numbers. The Deputy Commissioner, who was appealed to in the matter confirmed the sale, Mr.C. Raghunatha Rao then represented to the Deputy Commissioner that he would lose heavily in case the sale was confirmed, as he had handsome offers from outsiders who hesitated to buy on account of the sale proceedings. The Deputy Commissioner informed him that if he agreed to pay up the dues of the Matt in six months Government would be recommended to grant him time to sell the lands and pay the amount due to the Matt. Mr. C. Raghunatha Rao, however, appealed to this office on 28th May 1929. The then Revenue Commissioner Mr. P.G.D'Souza after going through the records and hearing the party found certain irregularities in the sale-proceedings; such as mixing up the jodi due to Government and the rent due to the Matt, for each of which a different procedure had to be adopted; and therefore set aside the sale on 28-8-1929 directing at the same time that all the items concerning the gomal and kharab lands (survey Nos.5 and 2) of the inam village should be remitted, that further proceedings stayed if Mr. C. Raghunatha Rao made arrangements to pay the jodi and the rent due to the Matt on this basis within two months and that otherwise arrangements should be made to recoup the amount due as jodi by the Matt and separate action ~~xxxx~~ taken according to the law to enforce the arrears of rent. (vide this office order ~~xxx~~ dated 28-8-1929 which contain all the facts of the case). A registered notice from the Taluk office was accordingly sent to Mr. C. Raghunatha Rao on 27-9-29 for paying up the arrears within the time allowed by this office order. Instead of paying the amount, as ordered, within the due date (i.e, 28-10-1929), he wrote a letter from Kumbakonam, where he had gone, to the Amildar of Devanhalli Taluk requesting him to furnish information as to the amount of jodi due to Govern ent, which he stated he was willing to pay. Mr. C. Raghunatha Rao wa

30

was accordingly on 25-11-1929 informed that the marginally noted sums were due by him. The arrears were not however forthcoming. After some correspondence instructions were issued from this office on 20-2-1930 that the Jodi amount due from the Patt to Government ought to be adjusted out of the Patt Funds on receipt of information as to the exact amount due, that as regards the rent due from Mr. C. Raghunatha Rao, the right, title and interest of the defaulter in the lands in his kadim tenancy might be sold for the said arrears, after observing the usual formalities and purchased on behalf of the Patt, if bidders were not forthcoming for the entire arrears, and that if the bid stood in the name of the Patt, there was no need to recover the sale amount from the Patt and that as soon as the sale was confirmed, steps should be taken to ohode the village and dispose of the lands to the best advantage of the Patt. On receipt of information from the Deputy Commissioner, the Muzrai Commissioner ordered on 25-4-1930 the payment of the actual jodi of Rs.407-15-6 due for the years from 1918-19 to end of 1929-30, but charges being met from the funds of the Sri Sivaganga Patt and the question of item No of Rs.132-2-0 being considered if the sale of the right, title and interest of Mr. C. Raghunatha Rao should realize the amount of arrears due to the Patt. The right, title and interest of Mr. C. Raghunatha Rao were then advertised for sale on 23-5-1930 for the arrears of rent amounting to Rs.8379-1-5 due by him. On 21-5-1930 Mr. C. Raghunatha Rao submitted a petition to the Sub Division Officer as well as the Amildar, that the jodi village had been advertised for sale without notice to him, that he came to know about the intended sale from the Amildar about two weeks prior to that date; that he came to know that the Patt had since paid the jodi due to Government, that if it was not paid, he was willing to pay the same if so ordered and recover the amount from the Patt; that as regards the amount of rent said to be due by him Government could not claim to recover by revenue process the entire amount alleged to be due by him and that the sale for arrears of rent for a period of more than two years due to Government as per the Patt was illegal, illegal and ultravires and prayed that the order for sale might be cancelled and that his agent in the village might not be disturbed. The right, title and interest of Mr. C. Raghunatha Rao [illegible]

Jodi from 1918-19 to 1928-29 with interest up-to-date of payment.	Rs.	367- 0- 7
Gutta due to Patt from 1912-13 to 1928-29.		9173-10- 5
Amount remitted as per this office order		1069- 1- 0
Balance due	Rs.	8104- 9- 5

in the jodi village was, as previously advertised, held on 23-5-1930 in the absence of bids from out-siders, they (the right, title and inter stood at the Government bid of Rs.1500/-. Mr. C. Raghunatha Rao was also given an endorsement that the sale proclamation was not only published in the Gazette but his very petition showd that he was quite aware of the sale and that as his other contentions had already been disposed of by the --- Revenue Commissioner, they could not be again taken cognisance of. Mr. C. Raghunatha Rao then appealed to the Deputy Commissioner but did not turn up in spite of issue of notices to him. Notice had been served on Mr.C. Raghunatha Rao's residence as he had gone away to Kumbakonam and as his son refused to take service of the summons. The Deputy Commissioner thereupon observed that it was clear that Mr. C. Raghunatha Rao did not like to --- contest the proceedings beyond submitting a petition. After going through the records, the Deputy ~~Commissioner~~ confirmed the sale, as he saw no irregularity in the sale proceedings.

Against this order of the Deputy Commissioner, an appeal has been -- referred to this office by one I. Subba Rao, retired Police Inspector and his son V.Nagabhushan Rao. They contend that they are the mortgagees of the jodi village; that they had petitioned before the sale undertaking to pay up the jodi due; that the sum of more than Rs.8000/- for which the village was advertised for sale was not claimable in a revenue sale under Government Order No.P.5035-93/I.P.339-22-4 dated 9-4-1926; that they have to recover from this mortgage over Rs.12,000/-; that Mr. C. Raghunatha Rao's appeal was not disposed of on merits but was summarily dismissed by the Deputy Commissioner, as the party was not present to prosecute the appeal and that they are willing to pay that the Government could rightfully collect in accordance with the terms of the Government order; and prayed that the sale may be cancelled after receiving the amount equitably to be claimed from them.

The case came up for final hearing on 20-1-1932 when the appellants were present and heard.

Order.

This appeal which has been filed by the hypothecatees from Mr. C. Raghunatha Rao must be dismissed as based on frivolous grounds. Mr.Raghunatha Rao managed to drag on the proceedings without paying up the dues for a number of years and now the sale held for the recovery of the arrears is sought to be set aside by the appellants.

The sale itself has been regularly held having been attended by several

veral literate persons and as disclosed by his own petition Mr. Raghunatha Rao had knowledge of the sale and it has therefore been rightly confirmed by the Deputy Commissioner. The objections now urged are not new ones and there is no substance in any of them. The present sale is for arrears of rent due by Mr. Raghunatha Rao and not for the jodi due by the Patt. The sale proceedings were intitiated as soon as the arrears fell due in 1912-13 (vide my predecessor's order in appeal case No.475 of 1928-29) and have been continuously in operation. There is therefore no good ground to hold that any portion of the arrears is barred by time. (vide Mr. Balasubramania Iyer's order in appeal case No.262 of 1934-35).

The village has been under Government management for long prior to the accrual of the arrears in question and Government are therefore entitled to recover them by summary process.

The appeal is accordingly dismissed.

(Sd.) S. Viranna,
Revenue Commissioner.

"C o p y"

For Puzrai Commissioner.

4 33

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read:--

Correspondence ending with letter No. 1477/29-30, dated 11th April 1932, from the Muzrai Commissioner, reporting that s there was no possibility of recovering the arrears of revenue on the lands in the Jodi Sanyasihalli village, Devanhalli Taluk, endowed to the Sri Sivaganga Mutt, from Mr. Raghunatha Rao permanent tenant of the said lands his right, title and interest in the said lands were subjected to sale and for want of bidders, the lands were purchased by the Amildar of Devanhalli Taluk on behalf of the Mutt, that as regards the disposal of the lands in question, it is neither advantageous nor desirable to lease out the entire extent to one individual, the rents offered also being very low and proposing that the land may be divided into convenient blocks of 10 to 15 acres consistent with the boundaries of the existing survey numbers and being leased out for a fixed term of 10 years in the first instance, regular lease bonds being taken from the lessees individually.

Order No. 1668-70/Muz 424-28-C

Bangalore, dated the 10th May 1932.

The proposal of the Muzrai Commissioner is approved.

2. The Muzrai Commissioner is requested to take further action in the matter in consultation with the Survey Department, the cost being met from the funds of the Institution.

For Financial Secretary to Government.

GO 1015

To

The Muzrai Commissioner in Mysore with records.
The Comptroller to Government.
The Superintendent, Revenue Survey and Settlements in Mysore

T.M.4

VI—G 2]

SUBJECT 34

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Diary No. of letter replied to .....

Section Mu 3

File No. 424-28

Serial No. 6.

C. of I.

General and Revenue Secretariat

( )

the 193 .

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue ...14.-D.... 1932

Signed by M. K. Venkatarama Iyengar

Read—

Correspondence ending

with letter no 1477/29-30

dt 11/4/32 from the M. C.

reporting that as there was no

~~Submitting a return regarding~~

possibility of recovering the arrears of revenue

~~the claims of the~~ Vodi Sanyasi Kalli

on the lands in the

Village - Devanahalli Tk

endowed to the Sri Sivaganga

Order thereon—No.

~~Petitioner transmitting a copy~~

~~of the appeal decision from~~

by the R.C in Rev. Appl.

No 257 of 30-31 dismissing

the appeal preferred by

one Subba Rao & another

against the D.C's order

confirming the sale of the

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

from M. Raghunatha Rao,

~~holder of the R. Estate~~

permanent tenant of the said lands

in the lands

of by delivery

lands were purchased by the Amildar of Devanhalli Taluk on behalf of the Govt, that, as regards the disposal of the lands in question, it is not desirable to lease out the entire extent to one individual, the area offered also being very low & proposing that the land may be divided

lessee, stating that in the sale held on the Registered has been purchased by on behalf of the Govt

his proposal of dividing Entire area into convenient blocks of 10 to 15 acres Consistent with the of the existing S. Nos and being leased out for a fixed term of 10 yrs in the first instance, regular leaseholds being taken from the lessees individually

List of Enclosure

Copied by

Examined by

WD 73—GBPM—20,000—10-8-31.

G. R. S. App F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

3/c

The proposal of the M.C. is approved — The M.C. is further requested to take action in the matter & the Consolidation with the Survey Deptt. to subdivide such of the S. Nos into Compact blocks as lend themselves to such division, the cost being met from the funds of the Irrigation Division.

The attention of the M.C. is invited to the existence of a Bungalow and some Irrigation wells in the lands the Sivaganga Estate may perhaps wish the Bungalow for its use & the disposal of the Irrigation wells rests with the M.C.

This may be communicated in a separate letter. We keep in continuation of this f.p.

9/5/32

9/5/32
for VCE & Secy

WD 0327—GPB—10,000—18-5-27

10
The M.C. with records
28/5 The Collr & Reg Surveyor Settlement &
for VCE
4-5 mch.

dix F G—1]

BJECT .....

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Section Revenue

File No. 424-28

Serial No. 7

Diary No. of letter replied to .....

No. 1729/Rev.

To

The R.D.O.

General and Revenue Secretariat

( )

the 193 .

Date of issue .....

Signed by .....

List of enclosures .....

Copied by .....

Examined by .....

Sir, In continuation of Fo. No. 1668-70/Inam/Gen. dt. 14.5.1932, I am directed ~~to bring to your notice~~ ~~The existence of a~~ Bungalow and some ~~Irrigation wells in the land~~ of Jodi Sangaiahalli village Devanahalli Tk and ~~to request you to call for a report~~ in this connection, if may be ascertained whether the Sri Sovereign would need the Bungalow for its use. The question of ~~disposal~~ disposal of the Bungalow and wells may be considered.

The Bungalow & some wells are situated in these lands

& enquire how are proposing to be disposed of.

WD 71—GBPM—40,000—20-7 31

G.S. Mill — Dr See below

No. 1729/2-424-28-7

18th May 1932.

The

The Muzrai Commissioner
in Mysore, Bangalore.

In continuation of Government order No. 1668-70/Muz. 424-28-6 dated 14th May 1932 in the matter of dividing and leasing out the lands in the Jodi Sanyasihalli village, Devanhalli Taluk, I am directed to enquire how the bungalow and some irrigation wells which are understood to exist in these lands are proposed to be disposed of. In this connection, it may be ascertained whether the Sri Sivaganga Mutt would like to keep the bungalow for its use.

The favour of an early reply is requested.

I have the honor to be,

Sir,

Your most obedient servant,

Secretary to Government,
Financial Department.

C.R.G.2.

Appendix F G—1]

39

SUBJECT Re. the Sale of the right title and interest of Sri C. Raghunatha Rao in certain lands of Gods Sanyasakalli Village Devanahalli Taluk endowed to Sivaganga Matt

Section

File No.

Serial No.

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the 193 .

Date of issue 18.7.32

M. B. Muddukrishnabha
Signed by .....

List of enclosures .....

Copied by .....

Examined by .....

No. 136/Muz.

To The Muzrai Comr.

Sir

I am directed to state that one Sri M. Subba Rao retired Police Inspector has preferred an appeal to Govt against the order of the Rev Comr in KA no 257 of 1930-31 dated 3-3-1932 re: the subject noted above and to request you to be so good as to keep in abeyance the orders Further proceedings in pursuance of Govt in no 1668-70/Muz 424-28-6 dated 10th/14th May 1932 approving your proposal to lease out the lands in question, / pending further orders in the matter

15/7/32

for Secretary to Govt

Muzrai 137 & 18.7.32

Copy to the Rev Com for information to the Muzrai Rev. Branch

WD 71—GBPM—40,000—20-7 31

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M. C. 13]

No. 1477 Eval one 29-30

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE.

Dated, Bangalore, 23rd August 1932

L. no: 261 27.8.32

FROM S. P. Rajagopalachari, Esq., B.A., B.L.,
~~S. HIRIANNAIYA, Esq.,~~
Muzrai Commissioner in Mysore.

To Mez 424-28-8

S. Shamanna, Esq., B.A.,
Secretary to the Government of His Highness the Maharaja of Mysore.
Financial *Department.*

SIR,

With reference to your letter No.1729/Muz. dated the 19th May 1932 enquiring how the bunglow and some irrigation wells existing on lands at Sanyasihalli village belonging to Sri Sivaganga Matha in the Devanahalli Taluk are proposed to be disposed of, I have the honor to forward herewith for information copy of the report No.77 dated 30th July 1932 from the Agent of the Matha stating that the Swamigalu intends to rebuild the bunglow which is in a dilapidated condition and to have for the use of Matha the wells, tank and gardens thereunder.

The Deputy Commissioner Bangalore District has been asked to keep in abeyance further proceedings to lease out the lands of this village pending further orders of Government in the matter.

I have the honor to be,

Sir,

Your most obedient servant,

Muzrai Commissioner.

91

14th September 2.

No. 474/Muzrai.
Encl. 1

The Muzrai Commissioner in Mysore,

Bangalore.

With reference to the correspondence ending with your letter No.1477/29-30 dated 26th August 1932 forwarding copy of report No.77 dated 30th July 1932 from the Agent of Sri Sivaganga Mutt re. the intention of the Swamigalu of the said mutt to -- rebuild the ~~Bangalore~~ Bungalow at Sanyasihalli Village and to have for the use of the Mutt certain lands &c., I am directed to observe that the Agent's report in the matter is not clear and that your letter under advertence and the agent's report are not quite consistent and to request therefore that a clear report as to the intention of the mutt in the matter may be submitted early.

The enclosure to your letter under reply is herewith returned.

I have the honour to be,

Sir,

Your most obedient servant,

Financial Secretary to Government

TD

F G—1]

42

SUBJECT .....

.....

.....

Section hcus

File No.

Serial No.

Diary No. of letter replied to .....

No. 474/hcus.

To Encl: 1

The M.C.

General and Revenue Secretariat

( )

the *193* .

Sir,

Date of issue 19. 9. 1932

I am directed to forward herewith a copy of indent entered in the Register of Indents for Cash Sales for the month of August 1932 and to request that the Agent of Sivaganga may be instructed to submit his explanation for the delay in the submission of the said indent.

W. B. Mr. Abdul Khadir Thubba

Signed by .....

List of enclosures .....

Copied by M.N.H/9

Examined by .....

I am directed to observe that the Agent's reports are not clear and that further you letter may be addressed to the Agent's reports are not quite consistent.

77/29-30
Encl 0...

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

44

Bangalore, 1st October ..... 193?

FROM

S. P. RAJAGOPALACHARI, ESQ., B.A., B.L.,
Muzrai Commissioner in Mysore.

To

S. Shamanna, Esquire., B.A.,
Secretary to Government of His Highness
the Maharaja of Mysore,
Judicial Department.

GENL. & REV. SECRETARIAT.
430.
14 OCT. 1932
MUZRAI.

Mes 424-28-9

SIR,

With reference to your letter No.J.A./162, dated 12th September 1932 in the matter of the bungalow at Sivaganga Hut, I have the honour to state that it would be better if the words by inadvertence in the [illegible] the Government to determine have given rise to the observations contained in your letter. A copy of the same is sent herewith, which is requested to be returned along with your letter.

I have the honour to be,

Sir,

Your most obedient servant,

for Muzrai Commissioner.
(Absent from Headquarters)

శ్రీశ్రీ శివగంగా భంజిపాలనాధ పాలకేంద్ర ట్రస్టీల నుండి

మ్యూసుంగు పట్టాభిషేకానంతర ఎలుశాస్త్రి కమిషనరు వారికి రాయబడిన

ప్రతి క్రిందనిది-

తేదీన్న ట్రస్టీలనుండి వ్రాయబడిన 2-6-32 నాటి ఫస్ట్రాంతి 1/477 - 29-30 నాటి

నంబరు ఉత్తరం తెలపి శ్రీశంకరాచార్యుల సన్నిధియందు శ్రీకరపడినదగుటకై

మీరాజీవితకాలపు ధర్మాధికారులుగా పరిపాలనాధికారం ఇవ్వబడి శిష్యులచే

పీఠాధిపత్యస్థాపన చేయబడినట్లు మీరు మా పూర్వులకు ఇచ్చిన శ్రీశంకరాచార్య

వారి సోదర సంతానము గల్గిన శ్రీశివగంగ భంజిపాలనాధుల వారసులు

ఇట్టివారే ఉండవలెనని ఉపదేశించిన ప్రకారము మేము మీ ఆజ్ఞానుసారము

పాండ్యమండలం ఆచారములచ్చటి ఇరువది అందలాల సన్నాహ

సిద్ధాంతకర్తలు కాగా పరిపాలనచే ఇరువది అందలాల సన్నాహ

పరిపాలకులు శ్రీశంకరాచార్యులకు ఇరువదిరెండు అందలాల మిళ్లకండ

పరిపాలనలో ఇరవైరెండు ప్రాదేశికాధికారులు వారి మీదుగా శిష్యులనియమించి

వారి చేతికి ఆయా సోదర రాజ్యాలను జమీనులు మరియు

సింధు సౌరాష్ట్రవర్తన్ యవరాజ్ పదవిని ఇచ్చినది - జమీనవన్న శ్రీశం

కరాచార్యులవారి పట్టాభిషేకానంతరం ఇచ్చిన జమీనవన్న సంబరు

వారు చేసిన తరువాత వారిలో మాదిరిగానే శ్రీశంకరాచార్యులవారి

ఈ శిష్యరాజ్యాల పట్టాభిషేకానంతరం ఆయా ఆయా దేశాలు పరిపాలించుటకై.

సహీ వేంకటేశ శాస్త్రి

పాలకేంద్ర శివగంగా పక్షం

'Copy'

For Murrai Commissioner

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.,37-1-7 exclu[illegible] [illegible]. [illegible]
ther for [illegible] [illegible], [illegible]
of [illegible] [illegible]
[illegible]

48

pay up the dues of the Mutt in six months he would
commend for grant of time to sell the lands and pay
rent due to the Mutt. [illegible] out the orders of the [illegible]
in reply to the [illegible]

[illegible] that there are certain [illegible]
[illegible] August 1/[illegible], duration [illegible] same [illegible]
the items regarding [illegible]
[illegible] of the [illegible]
[illegible]
[illegible]
[

...ands the jodi amount due by the ...att to ...overnment might be adjusted out of the ...att lands, that as regards the rent due from ...r. ...Bahadur the ..., the right, title and interest of the defaulter in the lands of his ...edia tenancy might be sold after the usual formalities and purchased on behalf of the ...att, if there were no bids for the ...tire arrears and that if the bid stood in the name of the ...att there was no need to recover the sale amount from the ...att. He further directed that as soon as the sale was confirmed steps should be taken to divide the lands into ...small extents and to dispose of them to the best advantage of the ...att. On receipt of the information from the ... of the Commissioner, the Board accepted on ...th April 1939 the payment of the ...ected ...ount of ...457-15-6 due upon the years from 1,1-1, to the end of 1,3-3, that charge being met from the ...der of the ...ive-...ar ...t and the payment of interest of ...s.13 - - being considered if the sale of the right, title and interest of ...r. ...Bahadur ... should include the amount of arrears due to the ...tt.

...e right title and interest of the defaulter were ...dvertised for sale on 23rd ... 1,3, for the arrears of ...d quarter, to ...s.2,72-1-3 due by him. On 27th ... 1,3 the defaulter submitted a petition to the ...l Divisional ...fficer protesting against the advertisement for sale of his right, title and interest in the lands without his knowledge and offering to pay the ...l amount due to Government if it was not already paid by the ...tt.

...ers ...

He further contended that as regards the rent due by him Government could not recover by a vendue process the entire amount, that the sale, for arrears of rent for a period of more than two years due to Government as regards of the act, would be invalid and ultra vires and argued that the proposed sale might not be [illegible] in the village might not be desirable. However, the sale of the right title and interest of Shanmugam in the lands was held by the [illegible] by 1,3 [illegible], but were witnessed by [illegible] over rupees. [illegible] on 3th [illegible] 3 that the [illegible] and published in the gazette [illegible] as there [illegible] verse or [illegible] not [illegible] preferred [illegible] not turn [illegible] [illegible] konar [illegible] that [illegible] preceding [illegible] the records the [illegible] he sold no [illegible]

[illegible] appeal was [illegible]

M. Subba Rao and his son (present appellants) [illegible]
Costs of the [illegible] Kanyakumari village [illegible]
that the sum of Rs. [illegible]/- or whatever [illegible]
was held, was not [illegible] and [illegible]
Government order dated [illegible], that [illegible]
recover from [illegible] Rs. [illegible]/- [illegible]
Krishnaswami [illegible]
that ex-parte, [illegible]
regarding [illegible]
under rule [illegible]
[illegible]
that the [illegible]
[illegible]
[illegible] years, [illegible]
[illegible], and that there [illegible]
It therefore [illegible]
[illegible]

[illegible]
[illegible]/- [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
consistent with the [illegible]
damages. [illegible]
the present [illegible]
[illegible]

appeal (vide otey order No.136 Gz/44-31-4 dated 1 th July 1932 .

ORDER No. R.1044-45/L.R.440-31-8

Dated, Nagpur, the 30th August 1933.
2645

Government observe that of the three grounds the third i. e. Raghunathrao, the decider, had not appealed to the Revenue Commissioner to set aside the Deputy Commissioner's order confirming the sale held on the 23rd May 1933. The appeal before the Revenue Commissioner was filed only by the first two sets of opponents who claim as mortgagees of the lands in question. Mr. Raghunathrao having failed to appeal to the Revenue Commissioner has really no locus standi in coming before Government, in appeal from the orders of the Revenue Commissioner.

The main ground on which the sale is attacked is that as the village is one belonging to the Ryotwari Patt and is only under the management of Government arrears of rent due from the tenants, if any, therefore is can be recovered by summary process only under the provisions of Sections 71 and 72, Land Revenue Code, i.e., that summary process can be applied only in respect of arrears of rent due for an agricultural year. In the present case, the proceedings are for recovery of arrears corresponding with the year 1931-32. This contention ignores the clear terms of Section 1 of the

tion VII of 1927 and Section 12 of the Bengal Regulation VI of 1,2,. The former lays down that arrears of rent or revenue due from tenants in respect of property belonging to Wakf institutions or revenue due from grants in respect of property to Wakf institutions may be recovered by the Collector empowered to recover rent or revenue due on account of the estate from which the arrears are due. This provision is reproduced in Regulation I of 1,27 as Section 71 [illegible] which the Collector may [illegible] arrears of rent or revenue [illegible] institutions [illegible] section [illegible] of 1,13, [illegible] [illegible] [illegible]

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a more than six years old at the time of the commencement of proceedings. This limit of six years is not mentioned in the original regulation and it might be argued that so long as that regulation remained in force the procedure for recovery of arrears of rent, as arrears of land revenue might be validly adopted in respect of arrears however old, without limit of time. It might be argued that the six years' time taken, would involve in such cases. [illegible] cases, there would be doubt that even in the case of arrears under the old regulation the proceedings in respect of arrears which are of more than six years at the time of commencement of proceedings, would involve [illegible] arrears of less than Rs.10 in the present case. In any event, considering that the proceedings were initiated in 1942-43 and have been continued since then, [illegible] under the Land Revenue Recovery Regulation, [illegible] and taken before the end of the year 1948-49 [illegible] there is thus no question of limitation.

As regards the other points raised by the petitioner, they are not substantial. [illegible]

Ghallikarjunah

Secretary to Government,
Revenue Department.

MUZRAI.

To

The Revenue Commissioner in Mysore, with [illegible]
received with his letter No. [illegible]
dated 9th September 1932.
The Survey Superintendent in Mysore.

Re 17 file

The Muzrai Branch for information and needful action (Re. the withdrawal of the Stay orders) together with their file.

. . .10/25-.

56

EOT - .....

.....

.....

Section 743

File No. 424-28

Serial No. 14.

Diary No. of letter replied to .....

No. 298

~~To~~

General and Revenue Secretariat

( )

the *193* .

(Here enter G.O No R 1044-45/L.R. 440-31-8 dt 26/8/33)

Date of issue 9/9/33

Signed by B. Muddukrishnamurthy

Copy of the above is forwarded, with compliments, to M.C. for information with the request ~~to~~ that ~~note~~ in his office further action may be taken in accordance with the directions contained ~~(As above)~~ in G.O No 1668-70/Rev 424-28-6 dt 14.5.32. The stay order conveyed in this office letter No. 136/Rev dt. 18.7.32 is hereby vacated.

B.O

List of enclosures.....

Copied by.....

Examined by.....

31/8/33 Asst.

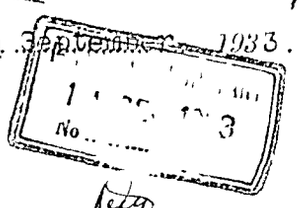
77/29-30.

P. 1933

OFFICE OF E ZRAI COMMISS ER
IN MYSORE.

Dated, Bangalore, 12th September 1933.

14.



From

N. Madhava Rau, Esq., B.A., B.L.,
~~S.V. KRISHNAMURTY, ESQ., M.A., B.L.~~
Muzrai Commissioner in Mysore.

To

Mzg 424-28 #

A. N. Raghavachar, Esq., M.A.,
Secretary to the Government of His Highness
the Maharaja of Mysore.
Financial *Department.*

Sir,

With reference to your Memo No.298/Muz. 424-28 dated 6th September 1933 re: Sanvasihalli village in Devanahalli Taluk. belonging to the Sri Sivaganga Mutt, I have the honor to invite kind reference to correspondence ending with this office letter No.C.1477/29-30 dated 11th October 1932 and to solicit the favour of early orders in the matter of reserving the bungalow with certain lands etc., for the use of the Mutt.

I have the honor to be,

Sir,

Your most obedient servant,

N. Madhava Rau

Muzrai Commissioner.

12.

FINANCIAL SECRETARIAT,

Dated, Bangalore, 11th Octr. 1933.

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Mscz 424-28-33 14a 58

From

The *Financial Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Muzrai Commissioner in Mysore,
Bangalore.

Sir,

With reference to correspondence ending with your letter No.1477/29-30 dated the 14th septr. 1933 in the matter of the reservation of certain portions of Sanyasihalli village, Devanahalli taluk, for the use of Sri Sivaganga Mutt, I am directed to state that the Bungalow in the village and the lands etc., may, as desired by the Agent of the Mutt, be reserved for the use of the Mutt and the remaining lands dealt with in accordance with Government order No. 1668-70/Muz. 424-28-6 dated the 14th May 1932.

I have the honour to be,

Sir,

Your most obedient servant,

For Financial Secretary to Government.

vk.2.

Appendix F(G—1)

SUBJECT .....

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.....

.....

Section Mis

File No. 424 - 29.

Serial No. 13

Diary No. of letter replied to ....

No. 435

To

Mr.

Sir,

I am directed to refer to correspondence ending with your letter No. 1677/29-30 of 16.9.33 on the matter of the reservation of certain portions of Sanyasikalli Village Devanhalli Tk, for the use of Sri Sarangapa Mutt, I am directed to state that the Bungalow in the Village, the wells around it, the Garden land, the wet and the Garden lands however in all not exceeding 150 acres may be reserved for the use of Sri Sarangapa Mutt and the remaining land in the

Date of issue 14-10-33

Signed by B. Muddukrishnappa

If the lands &c, may as desired by the Agent of the Mutt, be reserved for the use of the Mutt

List of enclosures .....

Copied by .....

Examined by .....

General and Revenue Secretariat

( )

the *193* .